

RESOLUTION NO. 2014-18

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 13-11 THAT GRANTED AN ADJUSTMENT ON CONDITION THAT THE TERRACE TO BE LEGALIZED REMAIN OPEN ON TWO SIDES AND NO OTHER IMPROVEMENTS BE BUILT ON THE PROPERTY THAT WOULD DIMINISH THE REMAINING YARD SPACE, ON PROPERTY LOCATED AT **7538 WEST 35 AVENUE, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of December 11, 2013 entered a final decision, Decision No. 13-11, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 13-11 granting an adjustment of 10.3 feet, as to the rear setback, where 16 feet are required, to maintain an open terrace built without the benefit of a building permit on condition that the terrace to be legalized remain open on two sides and no other improvements be built on the property that would diminish the remaining yard space. The property is located at 7538 West 35 Avenue, Hialeah, Florida, zoned R-1 (One Family District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 28 day of January, 2014.


Isis Garcia Martinez
Council President

Attest:

Approved on this 30 day of JANUARY, 2014.


Marbelys L. Fatjo, Acting City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


William M. Grodnick, City Attorney

Resolution was adopted by a (7-0) unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Lozano voting "Yes".